



Linda S. Adams
Secretary for
Environmental
Protection

California Regional Water Quality Control Board Central Valley Region

Karl E. Longley, ScD, P.E., Chair

415 Knollcrest Drive, Suite 100, Redding, California 96002
(530) 224-4845 • Fax (530) 224-4857
<http://www.waterboards.ca.gov/centralvalley>



Arnold
Schwarzenegger
Governor

TO: James C. Pedri, P.E.
Assistant Executive Officer

FROM: Karen L. Clementsen, P.G.
Senior Engineering Geologist
Groundwater Unit

DATE: 26 August 2008

SIGNATURE:

SUBJECT: STATUS UPDATE, WINEMUCCA TRADING COMPANY, FORMER SHASTA
PAPER COMPANY FACILITIES AND PROPERTIES, SCP #2050189

Formal Enforcement History

On 9 February 2004, the California Regional Water Quality Control Board, Central Valley Region (Regional Water Board) Executive Officer issued Cleanup and Abatement Order (CAO) No. R5-2004-0717 to Winemucca Trading Company LTD (Discharger) requiring cleanup and abatement of wastes stockpiled, stored, and discharged at the Former Shasta Paper Company Facilities and Properties in Shasta County.

On 21 March 2008, the Regional Water Board Executive Officer issued Administrative Civil Liability Complaint (ACLC) No. R5-2008-0518 to the Discharger for violations of CAO No. R5-2004-0717.

On 17 April 2008, the Discharger submitted Regional Water Board staff a 30-day written request for continuance of the ACLC hearing.

On 20 May 2008, the Discharger submitted Regional Water Board staff a written consent to postpone the ACLC hearing to a later date.

Case File Review

The Former Shasta Paper Company wastes in CAO No. R5-2004-0717 can generally be described as; stored in aboveground tanks/containment structures, discharged to clarifiers/holding basins, and discharged to wastewater treatment lagoons. The following three tables briefly describe the Discharger and Regional Water Board staff actions taken since issuance of ACLC No. R5-2008-0518.

Table 1: Wastes Stored in Aboveground Tanks and Containment Structures

| DATE | TANK ID # | ACTIONS |
|---------------|--|---|
| 15 April 2008 | 31,34,40,41,42, 43,56,78,96,97, 98 | Discharger submits Tanks Inventory by VESTRA Resources, Inc., which verifies 11 tanks containing waste. |

| DATE | TANK ID # | ACTIONS |
|---|--|---|
| 13 May 2008 | 31,34,40,41,42, 43,56,78,96,97, 98 | Staff requests Discharger submit by 1 June 2008 a work plan, including time schedule, to properly characterize the tank waste and propose disposal sites. |
| 2 June 2008 | 31,34,40,41,42, 43,56,78,96,97, 98 | Discharger submits Work Plan, Characterization and Disposal of Potential Hazardous Waste Contained in Aboveground Storage Tanks by VESTRA Resources, Inc. |
| 4 June 2008 | 31,34,40,41,42, 43,56,78,96,97, 98 | Staff approves work plan and requests Discharger submit Interim Report by 15 August 2008 describing results of four work plan tasks for the waste identified in the tanks; agency file review, identity of licensed contractor, waste characterization performed by selected contractor, and identity of disposal facilities. |
| 20 June 2008 | 31 | Discharger submits notice of intent by Ben's Truck & Equipment Inc (BTE), to characterize and remove black liquor waste (Tank ID #31) to Chemical Waste Management Inc., Kettleman Hills Facility on 1 July 2008. |
| 26 June 2008 | 31,34,40,41,42, 43,56,78,96,97, 98 | Staff conditionally approves Tank ID #31 waste removal activities; requests Discharger submit Interim Report by 15 August 2008 , describing work plan tasks for remaining 10 tanks, completion of all tank waste removal activities by 1 September 2008 , and submittal of completion report by 1 October 2008 . |
| 30 June 2008 | 31 | Discharger submits notice by BTE that Tank ID #31 waste removal postponed to 12 July 2008. As of 19 August 2008, Kettleman Hills Facility has not agreed to accept the black liquor waste in Tank ID #31. |
| 21 July 2008 4 August 2008 21 August 2008 | 33, 56 | Discharger submits notice of intent to sample contents of two tanks and subsequent lab results. |
| 14 August 2008 | 31,34,40,41,42, 43,56,78,96,97, 98 | Staff notifies Discharger, by email, that Interim Report described in the approved work plan must be submitted by 15 August 2008 . |
| 19 August 2008 | 96 | Discharger submits notice indicating waste in Tank ID #96 (aqua ammonia) could be applied at a farm. |

ISSUES: To date, the Discharger has failed to submit the Interim Report, **by 15 August 2008**, and based on the above will likely fail to complete all tank waste removal activities, **by 1 September 2008**, and submit the completion report **by 1 October 2008**. Based on the file information, the Discharger appears to be performing task activities independently without contractor/consultant oversight as specified in the approved work plan.

Table 2: Wastes Discharged to Clarifiers/Holding Basins

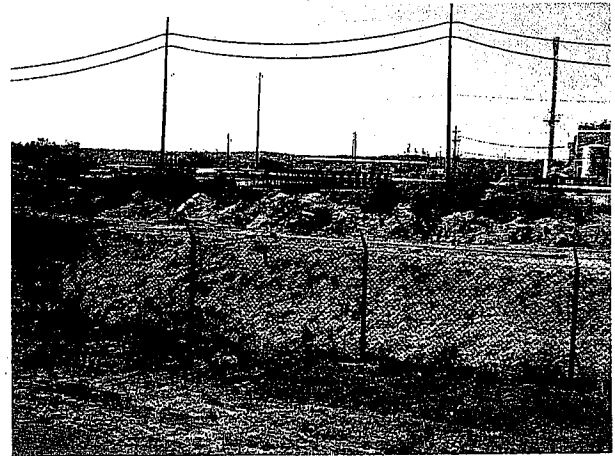
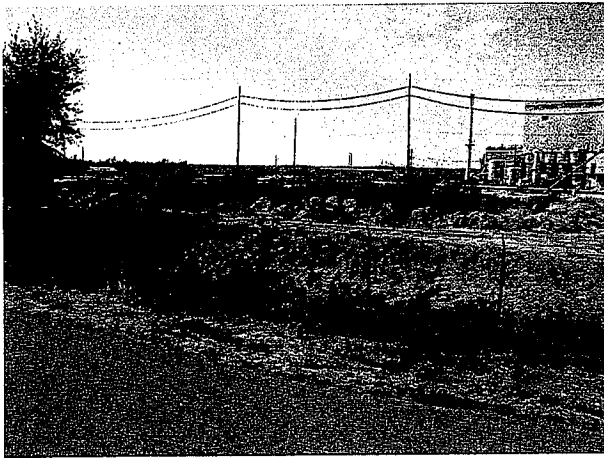
| DATE | ACTIONS |
|---------------|--|
| 16 April 2008 | Discharger submits Report: Clarifiers, Holding Basins, and Wastewater Treatment Lagoons Characterization and Volume Estimates by VESTRA Resources, Inc. |
| 28 April 2008 | Discharger submits Revised Feasibility Study: Remedial Alternatives for Clarifiers, Holding Basins, and Wastewater Treatment Lagoons by VESTRA Resources, Inc. |

| DATE | ACTIONS |
|--|--|
| 14 May 2008 | Staff requests Discharger submit Cleanup Plan by 15 June 2008 to clean-close the 2 clarifiers and 4 holding basins and transport the waste to Anderson Cottonwood Landfill by 1 October 2008 . |
| 16 June 2008 | Discharger submits Clean Closure Work Plan for Clarifiers and Holding Basins by VESTRA Resources, Inc. |
| 26 June 2008 | Staff approves work plan and requests Discharger complete five work plan tasks; wastewater transfer; dewater sludge; waste characterization for disposal; excavate, transport, waste disposal; and verification sampling by 1 October 2008 . |
| 27 June 2008 | Discharger submits written notice of intent to start wastewater transfer. |
| 21 July 2008 | Discharger submits written notice describing continuing wastewater transfer. |
| 4 August 2008 7 August 2008 11 August 2008 | Discharger submits brief report/photographs describing holding basin #1 sludge dewatering activities and waste characterization for disposal activities. |
| 14 August 2008 | Staff drive-by inspection finds waste stockpiled on holding basin #1 berm instead of within basin, as specified in work plan (see attached photographs). Staff notifies Discharger, by email, that all work must be performed as described in the approved work plan, must be completed by 1 October 2008 , and that the Completion Report must document that all activities are performed in accordance with the approved work plan, and be prepared and signed by an appropriately licensed individual. |
| 21 August 2008 | Discharger submits brief report/photographs showing holding basin #1 waste discharged on concrete slab "West of Holding Basins". |
| <p>ISSUES: The Discharger has discharged waste on a concrete slab "west of holding basins" and therefore, has failed to comply with approved work plan Task 4 which states, "the dried sludge in the clarifiers and holding basins will be loaded directly into trucks and transported to Anderson Landfill for disposal." At this time, staff has no information regarding sludge dewater activities for holding basins 2, 3, and 4 and clarifiers 1 and 2. Based on the above, the Discharger appears to be performing task activities independently without contractor/consultant oversight as specified in the approved work plan. To comply with staff requests, the Discharger must complete clean-closure of the 4 holding basins and 2 clarifiers by 1 October 2008 and submit the Completion Report by 9 January 2009.</p> | |

Table 3: Wastes Discharged to Wastewater Treatment Lagoon

| DATE | ACTIONS |
|---|---|
| 16 April 2008 | Discharger submits Report: Clarifiers, Holding Basins, and Wastewater Treatment Lagoons Characterization and Volume Estimates by VESTRA Resources, Inc. |
| 28 April 2008 | Discharger submits Revised Feasibility Study: Remedial Alternatives for Clarifiers, Holding Basins, and Wastewater Treatment Lagoons by VESTRA Resources, Inc. |
| 14 May 2008 | Staff written correspondence; no objection to Discharger evaluating and discussing, with Timber Management Services, Inc., the feasibility and cost for disposal of wastewater treatment lagoon wastes at Twin Bridge Landfill WMU No. 1 Phase 2. |
| <p>ISSUES: At this time, staff has no information regarding the status of Discharger and Timber Management Services, Inc., negotiations. There is pending civil litigation scheduled to begin 9 September 2008 that may affect negotiations (Hydroly LLC v. Timber Management Services, Inc., Shasta County Superior Court Case No. 157581).</p> | |

WINEMUCCA INSPECTION PHOTOGRAPHS
14 AUGUST 2008



Holding Basin #1

